

IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

10/506819

International Application No. : PCT/EP2003/002358  
International Filing Date : 07 March 2003 (07.03.2003)  
U.S. Serial No. : 10/506,819  
Deposit Date U.S. Nat'l Phase : September 7, 2004  
Priority Date(s) Claimed : 07 March 2002 (07.03.2002)  
Applicant(s) : Masayuki KAWAKAMI, et al.  
Title: NEAR INFRARED FLUORESCENT CONTRAST AGENT AND METHOD FOR  
FLUORESCENCE IMAGING

**RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS  
UNDER 35 U.S.C. § 371**

**IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 11213-1450

Sir:

In response to the Notification of Missing Requirements dated February 25, 2005:

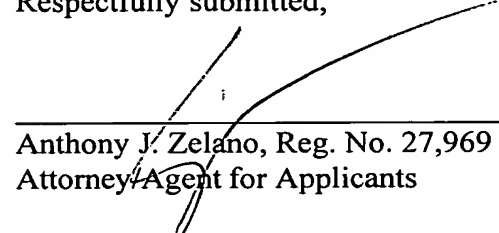
- ☒ Attached is a Declaration and Power of Attorney in compliance with 37 CFR § 1.53 along with the late filing surcharge of \$130.00
- ☒ Applicant(s) include an executed assignment and Recordation Form Cover Sheet with the recordation fee of \$40.00 (Check No. 34298).
- ☒ Attached is a copy of the Notification of Missing Requirements.
- ☐ Applicant(s) request that the time for taking action in this case be extended pursuant to 37 CFR 1.136(a) for a period of one/two/three/four/five month(s) along with the fee of .
- ☐ Applicant(s) are entitled to small entity status.
- ☐ Attached is a verified English translation of the PCT publication along with the fee of \$130.00.
- ☒ Attached is a Preliminary Amendment.
- ☐ Applicant(s) include the extra claims fee of \$ for claims in excess of 20 per additional claim, for independent claims in excess of 3 per additional claim, and/or for multiple dependent claims.
- ☐ Attached is the Sequence Disclosure (paper/disk versions) with the appropriate

statement as required

- ☒ Attached is an Information Disclosure Statement.
- ☐ Attached are the substitute drawings as required.

Attached is a check in the amount of \$130.00. However, the Commissioner is hereby authorized to charge fees under 37 CFR § 1.16 and § 1.17 which may be required to facilitate this filing, or credit any overpayment to Deposit Account #13-3402.

Respectfully submitted,

  
\_\_\_\_\_  
Anthony J. Zelano, Reg. No. 27,969  
Attorney/Agent for Applicants

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Attorney Docket No.: LEDER-0010

Date: April 19, 2005

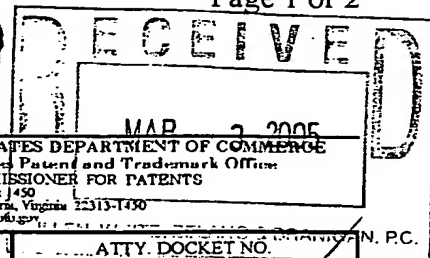
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UNITED STATES PATENT AND TRADEMARK OFFICE



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U.S. APPLICATION NUMBER NO. 10/506,819 ✓	FIRST NAMED APPLICANT Masayuki Kawakami	ATTY. DOCKET NO. LEDER-0010 ✓
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23599  
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INTERNATIONAL APPLICATION NO.	
PCT/EP03/02358	
LA. FILING DATE 03/07/2003	PRIORITY DATE 03/07/2002

CASE \_\_\_\_\_  
ACTION MSA reports  
DUE DATE 4/25/05

CONFIRMATION NO. 5431 ✓  
371 FORMALITIES LETTER  
\*OC000000015230009\*

Date Mailed: 02/25/2005

**NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Copy of the International Application filed on 09/07/2004
- Copy of the International Search Report filed on 09/07/2004
- Copy of IPE Report filed on 09/07/2004
- U.S. Basic National Fees filed on 09/07/2004
- Priority Documents filed on 09/07/2004

CASE \_\_\_\_\_  
ACTION \_\_\_\_\_  
DUE DATE \_\_\_\_\_

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$130 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

**SUMMARY OF FEES DUE:**

Total additional fees required for this application is \$130 for a Large Entity:

- \$130 Late oath or declaration Surcharge.

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions

*Handwritten signature and date: 3/3/05*

of 37 CFR 1:136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1:5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/506,819	PCT/EP03/02358	LEDER-0010

FORM PCT/DO/EO/905 (371 Formalities Notice)